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475.020

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
F. Guernalec, et al..  
Serial No.: 10/587,465  
Filed: 07/25/2006  
For: DEVICE ... METHOD

Hedman and Costigan  
1185 Avenue of the Americas  
New York, NY 10036  
July 9, 2008

**WITHDRAWAL OF ABANDONMENT NOTICE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request withdrawal of the notice of abandonment of the above-identified application dated June 27, 2008, a copy of which is enclosed. The abandonment was based on the fact that there was no response to the missing requirements dated April 3, 2007. The response was filed on April 9, 2007 as can be seen from the copy of the return receipt card and the response filed herewith. Therefore, the response timely filed and reinstatement of the application is requested.

Respectfully submitted,

  
Charles A. Muserlian #19,683  
Attorney for Applicants  
Tel. 212 302 8989

CAM:mlp  
Enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.

10/587,465

FIRST NAMED APPLICANT

Frederic Guernalec

ATTY. DOCKET NO.

475.020

Charles A. Muserlian  
 Hedman and Costigan  
 1185 Avenue of the Americas  
 New York, NY 10036

CHARLES A. MUSERLIAN  
 JUN 3 0 2007  
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INTERNATIONAL APPLICATION NO.

PCT/FR05/00224

I.A. FILING DATE	PRIORITY DATE
02/02/2005	02/04/2004

CONFIRMATION NO. 2038  
 371 ABANDONMENT/TERMINATION  
 LETTER



OC000000030656037

Date Mailed: 06/27/2008

**NOTIFICATION OF ABANDONMENT**

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 04/03/2007 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

TERRY M JOHNSON VESSELS

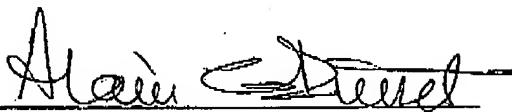
Telephone: (703) 308-9140 EXT 221

page 1 of 1

"EXPRESS MAIL" Mailing Label Number: EB 370 075 131 US

Date of Deposit: April 9, 2007

I hereby certify that this correspondence is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE: Service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.



Alain-Gérard Pinset

475.020

In re Application of:  
Guernalec, et Al.  
Serial No.: 10/587,465  
Filed: July 25, 2006  
For: DEVICE .. METHOD

Received: Copy of Notice dated 4/3/07  
Response  
Copy of return card dated 9/22/06  
Return postcard

CAM:agp  
APR 9/07



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
Guernalec, et Al. :  
Serial No.: 10/587,465 :  
Filed: July 25, 2006 :  
For: DEVICE ... METHOD

Hedman & Costigan  
1185 Avenue of the Americas  
New York, NY 10036  
April 9, 2007

**RESPONSE**

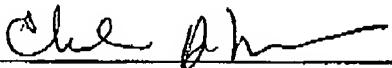
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the notice of missing parts dated April 3, 2007 issued in the above application, applicants are returning a copy of the notice and a copy of a return receipt card dated September 22, 2006 showing that applicants filed that day the executed declaration and the completion fee. Therefore the filing of the application is complete and it should be forwarded to a group for examination.

Respectfully submitted,

Hedman and Costigan

  
Charles A. Muserlian, 19,683  
Attorney for Applicant(s)  
Tel.: # (212) 302-8989

CAM:agp  
Enclosures

475.020

In re application of Guernalec, et al.  
Serial No.: 10/587,465  
Filed: 7/25/06  
For: DEVICE .. METHOD  
Received: Completion (1 page)  
PTO Form 2038 for \$130  
Executed declaration  
Return postcard

CAM:mlp  
9/22/06



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## U.S. APPLICATION NUMBER NO.

10/587,465

## FIRST NAMED APPLICANT

Frederic Guernalec

## ATTY. DOCKET NO.

475.020

## INTERNATIONAL APPLICATION NO.

PCT/FR05/00224

## IA. FILING DATE

02/02/2005

## PRIORITY DATE

02/04/2004

APR - 5 2007

CONFIRMATION NO. 2038

CH/PL/EE A. MUSERIAN

371 FORMALITIES LETTER



\*OC000000023219511\*

Date Mailed: 04/03/2007

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/25/2006
- English Translation of the IA filed on 07/25/2006
- Preliminary Amendments filed on 07/25/2006
- Information Disclosure Statements filed on 09/19/2006
- Oath or Declaration filed on 07/25/2006
- Request for Immediate Examination filed on 07/25/2006
- U.S. Basic National Fees filed on 07/25/2006
- Priority Documents filed on 07/25/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

June 3, 07      2+1 July 3  
                      2+2 Aug 3

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/587,465	PCT/FR05/00224	475.020

FORM PCT/DO/EO/905 (371 Formalities Notice)

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CERTIFICATION OF FACSIMILE TRANSMISSION

JUL 09 2008

I hereby certify that this paper is being facsimile transmitted to the Patent and  
Trademark Office on the date shown below.

Charles A. Muserlian #19,683

Serial No.: 10/587,465

Group:

475.020